IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 20266 of 2004

Between:

G. Chinna Masthan, S/o. Masthan,
Shop No. 1 of Bethavole Village, Chilkur Mandal, Nalgonda District.

..... PETITIONER

AND

1 The Revenue Divisional Officer, Suryapet, Nalgonda District.
2 The Mandal Revenue Officer, Chilkur Mandal, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ Order or Direction more particularly one in the nature of WRIT OF MANDAMUS, to declare the impugned proceedings No.G/2391/2004 dt. 6-10-2004 issued by the 2nd respondent suspending the licence of the petitioner without considering the explanation submitted by him on 16-9-2004 to the show cause notice as illegal, arbitrary, violative of Article 14, 16 and 21 of the Constitution of and to consequently set aside the same.

Counsel for the Petitioner :MR. PALLE NAGESWAR RAO

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITON NO.20266 OF 2004

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ORAL ORDER :

Against the order impugned, an alternative remedy of appeal is available under clause-31 of the A.P. Petroleum Products (Licensing and Regulation of Supplies) Order, 1980. Without exhausting the said alternative remedy, the petitioner cannot maintain this writ petition under Article 226 of the Constitution of India.

Accordingly, granting leave and liberty, the writ petition is disposed of. No costs.

Having regard to the facts and circumstances of the case, there shall be a direction to the respondents to maintain Status Quo obtaining as on today for a period of two weeks from today so as to enable the petitioner to work out the alternative remedy as available under law.

_____

04th November, 2004.

Note:-

Issue operative portion by wire

At party's costs.

(B/O)

Gbs

To

1 The Revenue Divisional Officer, Suryapet, Nalgonda District.
2 The Mandal Revenue Officer, Chilkur Mandal, Nalgonda District.

3.2CCs to G.P. for Civil Supplies, High Court of AP Bldgs, Hyderabad (OUT).

4.2CD copies